

CHAPTER 17

CIVIL COMMITMENT OF SEXUALLY VIOLENT PREDATORS

H.F. 266

AN ACT relating to the civil commitment of sexually violent predators.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. [Section 229A.2](#), Code 2019, is amended by adding the following new subsection:

NEW SUBSECTION. 7A. “*Presently confined*” means incarceration or detention in a correctional facility, a rehabilitation camp, a residential facility, a county jail, a halfway house, or any other comparable facility, including but not limited to placement at such a facility as a condition of probation, parole, or special sentence following conviction for a sexually violent offense.

Sec. 2. [Section 229A.2, subsection 11](#), paragraph c, Code 2019, is amended to read as follows:

c. Sexual exploitation of a minor in violation of [section 728.12, subsection 1](#).

Sec. 3. [Section 229A.3](#), Code 2019, is amended by adding the following new subsection:

NEW SUBSECTION. 6. [This section](#) shall not be construed as a limit on persons subject to commitment under [this chapter](#).

Sec. 4. [Section 229A.4, subsection 2](#), paragraph a, Code 2019, is amended to read as follows:

a. The person was convicted of a sexually violent offense and ~~has been discharged after the completion of the sentence imposed for the offense~~ is no longer presently confined for that offense.

Sec. 5. [Section 229A.7, subsection 5](#), Code 2019, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. At trial, the court shall admit, and the fact finder may rely on, the findings of an administrative parole judge or other agency fact finder.

Approved April 8, 2019